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To: ["smoser@moseremploymentlaw.com"](mailto:smoser@moseremploymentlaw.com)
Subject: Marquez v. Indian Taj, Inc. et al. - Case No. 20-CV-5855
Date: Wednesday, November 20, 2024 11:32:00 AM
Importance: High

Mr. Moser,

We have been retained by Joginder Singh in this matter. We are preparing and expect to file today a motion to vacate the default against him and seek to dismiss the claims as asserted against Mr. Singh. The affidavit of service states that he was served through a co-worker at the restaurant in April of 2021. However, he sold his entire interest in the restaurant in May 2014 and was no longer affiliated with the restaurant after that time. As such, service was never proper and that will be the basis for the motion to vacate. Since he did not own or manage the restaurant at any time during the relevant claims period, he cannot be liable for the wage claims. The purpose of my e-mail is to ask whether you will consent to stay enforcement of your judgment pending a determination of the motion. If so, I can prepare and send you a stipulation that we would then ask the judge to so-order. If not, then we will file an order to show cause today seeking an emergency stay of enforcement pending a decision on the underlying motion to vacate and dismiss. I am hopeful that we can avoid that unnecessary work by securing your consent.

Please let me know as soon as possible and feel free to give me a call to discuss if you wish.

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